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16  
17 IN THE UNITED STATES DISTRICT COURT  
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
19  
20 SAN FRANCISCO DIVISION

21  
22 STATE OF MICHIGAN, STATE OF  
23 CALIFORNIA, et al.,

24 Plaintiffs,

25 v.

26 ELISABETH D. DEVOS, in her official  
27 capacity as the United States Secretary of  
28 Education, and UNITED STATES  
DEPARTMENT OF EDUCATION,

Defendants.

Case No. 3:20-cv-04478-SK

PLAINTIFFS' UNOPPOSED  
ADMINISTRATIVE MOTION TO  
EXCEED APPLICABLE PAGE LIMITS  
AND EXPEDITE BRIEFING SCHEDULE  
FOR PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION

Judge: Hon. Sallie Kim

Trial Date: None set

Action Filed: July 7, 2020

## INTRODUCTION

Pursuant to Civil Local Rule 7-11, Plaintiffs hereby move for relief from (1) the page limits applicable under Civil Local Rule 7-4(b), and (2) the briefing deadlines applicable under Civil Local Rule 7-3(a) and (c) for the Motion for Preliminary Injunction filed herewith.

## DISCUSSION

Concurrent with this filing, Plaintiffs are filing a Motion for Preliminary Injunction (PI Motion) seeking relief from Defendants' actions relating to the provision of equitable services to private school students using CARES Act funds. In light of the range and complexity of issues to be addressed and the number of parties, good cause exists to extend the page limits for the parties' briefs. Plaintiffs request that the Court allow them to file a motion not to exceed 30 pages, Defendants to file an opposition not to exceed 30 pages, and Plaintiffs to file a reply brief not to exceed 17 pages. Defendants have indicated their agreement with these proposed page limit modifications. *See* Lindsey Decl. ¶¶ 4, 5, 8 & Ex. L.

In light of the urgent need for the parties and other stakeholders to have clarity on the issues that are the subject of the PI Motion in a timely manner, good cause exists to expedite the briefing on the motion. Plaintiffs request that the Court allow Defendants' opposition to be filed no later than July 29, and Plaintiffs' reply to be filed no later than August 3. Defendants have indicated their agreement with this proposed schedule. *See* Lindsey Decl. ¶ 6, 8 & Ex. L.

Plaintiffs have sought to resolve these issues via stipulation with Defendants; however, due to the fact that counsel for Defendants has yet to appear in this matter, the parties were unable to do so in a timely fashion, necessitating this motion. *See* Lindsey Decl. ¶¶ 7, 8 & Ex. L at 1; Civil Local Rule 7-11(a).

1 Dated: July 17, 2020

Respectfully Submitted,

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